

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF VERMONT**

MISTY BLANCHETTE PORTER, M.D.,

Plaintiff,

vs.

DARTMOUTH-HITCHCOCK MEDICAL
CENTER, DARTMOUTH-HITCHCOCK
CLINIC, MARY HITCHCOCK
MEMORIAL HOSPITAL, and
DARTMOUTH-HITCHCOCK HEALTH,

Defendants.

Case No. 2:17-cv-194

DEFENDANTS' AMENDED EXHIBIT LIST

Exhibit Number	Date	Exhibit Description	Bates Start	Bates End
A	9/28/2012	Email from M. Porter to E. Merrens RE: Thanks	DH0026662	DH0026663
B	11/1/2012	Email from E. Merrens to M. Porter RE: Meeting with Richard	DH0026580	DH0026581
C	11/1/2012	Email from E. Merrens to A. Weston, et al. RE: OBGYN issue	DH0026582	DH0026582
D	12/18/2012	Email from M. Porter to E. Merrens RE: Follow-up from today	DH0026557	DH0026560
E	2/8/2013	Email from M. Porter to E. Merrens RE: Meeting follow up	DH0026537	DH0026538
F	3/4/2015	Email from H. Gunnell to K. Mansfield RE: FW: Request for expedited posting Req# 26947	DH0001316	DH0001317
G	7/10/2015	Email from M. King to K. Boedtker, et al. RE: Question re process at DHMC - CONFIDENTIAL and QA protected pursuant to NH RSA 151:13a and RSA 329:29a	DH0024902	DH0024905
H	1/31/2016	Email from M. Porter to L. DeMars RE: Feb/Mar	DH0014534	DH0014534

I	3/2/2016	Email from D. Bedard to M. Porter RE: Albert's Bedford days in March	DH0005311	DH0005315
J	5/4/2016	Email from M. Porter to K. George, et al., RE: Marti and green Team	DH0000411	DH0000413
K	5/10/2016	Email from D. Fournier to M. Porter Subject: RE: Medication	DH0000359	DH0000359
L	5/11/2016	Email from A. Hsu to H. Gunnell et al RE: REI south	DH0004118	DH0004119
M	5/12/2016	Email from DeMars to Padin Subject: DS and credentialling	DH0021253	DH0021253
N	5/24/2016	Email to H. Gunnell, et al RE: REI Division meeting notes for May 18 -	DH0001820	DH0001821
O	5/26/2016	Email from M. Porter to L. DeMars Re: A few things	DH0014338	DH0014339
P	5/31/2016	Email from H. Gunnell to Porter, et al. RE: FW: Minutes from 5.25.16 REI meeting- Heather, please distribute Monday and include me on mailing.	DH0001475	DH0001476
Q	6/2/2016	Email from D. Seifer to H. Gunnell RE: Mins from 6.1.16 REI meeting ready for distribution- Heather can you please send out?	DH0002239	DH0002240
R	6/16/2016	Email from Gunnell to Porter et al., Subject: Re: Today	DH0013652	DH0013652
S	6/17/2016	Email from Gunnell to Herrick, et al. Subject: Re: REI workflow Project Charter	DH0002203	DH0002238
T	6/17/2016	Email from M. Porter to M. Porter RE: FW: Ultrasound reading room.	DH0005537	DH0005538
U	7/6/2016	Email from Shorey to Porter et al., Subject: RE: Disability	DH0001714	DH0001714
V	7/18/2016	Email from K. Mansfield to Porter, et al. RE: REI RN job is posted in ASRM--please forward to anyone else you thing may want to see it	DH0001574	DH0001575
W	7/24/2016	Email from M. Porter to L. DeMars RE: This week and suggestions going forward	DH0011271	DH0011273
X	7/24/2016	Email from M. Porter to M. Porter RE: FW: This week and suggestions going forward	DH0005545	DH0005547
Y	7/24/2016	Email from M. Porter to M. Porter RE: FW: This week and suggestions going forward	DH0005548	DH0005550
Z	8/8/2016	Email from D. Seifer to L. DeMars RE: Follow up on PCOS	DH0011156	DH0011167
A1	9/11/2016	Email from Todd to DeMars Subject: RE: Review for DS	DH0025440	DH0025440
A2	9/12/2016	Email from Porter to DeMars Subject: RE: DS review	DH0025564	DH0025565

A3	9/20/2016	Email from M. Porter to D. Seifer RE: Conference call	DH0027029	DH0027031
A4	11/3/2016	Email from DeMars to Gunnell RE: FW: f/up RE initial brief meeting tomorrow	DH0009450	DH0009452
A5	11/3/2016	Email from M. Porter to D. Bedard Re: Planning meeting	DH0013590	DH0013591
A6	11/3/2016	Email from H. Gunnell to M. Porter, et al RE: Casey Dodge	DH0014078	DH0014078
A7	11/3/2016	Email from DeMars to Seifer Subject: RE: f/up RE: initial brief meeting tomorrow	SEIFER0000060	SEIFER0000062
A8	11/3/2016	Email from M. Porter to M. Porter RE: FW: initial brief meeting tomorrow	DH0005552	DH0005554
A9	11/4/2016	Email from H. Gunnell to K. Mansfield RE: FW: OB/GYN (16100) - POSTING - req num 37690 - staff nurse - REPLACEMENT	DH0004513	DH0004514
A10	11/4/2016	Email from M. Porter to M. Porter RE: FW: Nursing	DH0005555	DH0005555
A11	11/7/2016	Email from Seifer to Gunnell et al., Subject: RE: Nursing	DH0016212	DH0016212
A12	11/26/2016	Email from McBean to Porter Subject: letter **External**	DH0001599	DH0001601
A13	11/30/2016	Email from DeMars to Scarbo Subject: RE: David Seifer FFPE	DH0025566	DH0025567
A14	12/5/2016	Email from H. Gunnell to A. Hsu, et al RE: FW: *important* -> Heather G, could you please call this patient today?	DH0027373	DH0027375
A15	12/6/2016	Email from DeMars to Seifer Subject: Re: REI slow down	DH0010726	DH0010727
A16	12/6/2016	Email from Gunnell to Hsu et al., Subject: REI slow down	DH0026960	DH0026960
A17	12/14/2016	Email from D. Seifer to Porter, et al RE: REI division meeting #24 - Wed 12/14/16	DH0002654	DH0002659
A18	12/15/2016	Email from H. Gunnell to L. DeMars, et al. RE: REI PAUSE RECOMMENDATION	DH0003143	DH0003145
A19	12/16/2016	Email from L. DeMars to N. Esfandiari RE: FW: "Pause" in Jan and week in Feb	DH0004295	DH0004296
A20	12/16/2016	Email from Seifer to Mansfield et al., Subject: "Pause" in Jan and week in Feb	DH0026988	DH0026988
A21	12/23/2016	Email from D. Seifer to K. Mansfield RE: Fwd: fyi - this is the listing for	DH0004437	DH0004441

		our open REI nursing position at DHMC.... **External**		
A22	12/28/2016	Email from Seifer to Mansfield, et al., Subject: REI mins Wed 12.28	DH0002650	DH0002653
A23	1/6/2017	Email from D. Seifer to L. DeMars Re: f/up RE: Message from Dr. Porter	DH0010840	DH0010841
A24	1/17/2017	Email from S. Jackson to K. Mansfield RE: introduction and ad language	DH0004499	DH0004500
A25	1/26/2017	Email from A. Mumford to H. Gunnell et al. RE: Action Plan	DH0004555	DH0004603
A26	2/19/2017	Email from Porter to Porter Subject: FW: 2016 PR	DH0005568	DH0005571
B1	2/20/2017	Email from E. Baker to L. DeMars RE: personnel issues	DH0020904	DH0020906
B2	2/20/2017	Email from Porter to Porter Subject: FW: confidential review	DH0025071	DH0025073
B3	2/20/2017	Email from Mousley to DeMars Subject: RE: confidential review	DH0025546	DH0025547
B4	2/21/2017	Email from Todd to DeMars Subject: RE: confidential review	DH0025437	DH0025438
B5	2/23/2017	Email from Porter to Seifer et al., Subject: Schedule	DH0004554	DH0004554
B6	4/20/2017	Email from Merrens to DeMars, Herrick, Gunnell, et al., Subject: IVF and REI	DH0026883	DH0026883
B7	4/27/2017	Email from Gunnell to Porter et al., Subject: RE: REI patient scheduling - sent on behalf of Dr. DeMars **External**	DH0004540	DH0004540
B8	4/28/2017	Email from J. McBean to M. Porter RE: REI patient scheduling - Sent on behalf of Dr. DeMars **External**	DH0005644	DH0005646
B9	5/1/2017	Email from Merrens to Compton et al., Subject: Re: Obstetrics and Gynecology Chart - confidential	DH0013068	DH0013069
B10	5/2/2017	Email from M. Porter to J. McBean RE: REI patient scheduling - Sent on behalf of Dr. DeMars **External**	DH0005638	DH0005640
B11	5/12/2017	Email from Herrick to Merrens Subject: Re: REI and Misty	DH0010582	DH0010582
B12	5/25/2017	Email from M. Porter to M. Porter RE: Emailing - Letter to HR 5-24-17 (V0379637xB80F7)	DH0002804	DH0002811
B13	6/6/2017	Letter from DeMars To Porter RE: Separation and General Release Agreement	PORTER 0000716	PORTER 0000724
B14	6/22/2017	Email from A. Moore on behalf of Office of the COO RE: Announcement from Dr. Ed Merrens	DH0013281	DH0013281

B15	10/4/2017	Plaintiff's Response to Defendant Dartmouth-Hitchcock Clinic's First Set of Interrogatories Propounded on Plaintiff Misty Blanchette Porter	N/A - Discovery	N/A - Discovery
B16	10/5/2017	Dartmouth-Hitchcock / Leave of Absence Request Form - Misty Blanchette Porter	DH0021630	DH0021640
B17	12/8/2017	Handwritten Journal and Notes	PORTER 0000186	PORTER 0000213
B18	4/9/2018	Plaintiff's Response to Defendants' First Request for Admission	N/A - Discovery	N/A - Discovery
B19	4/23/2018	Plaintiff's Response to Defendant Dartmouth-Hitchcock Medical Center's First Set of Interrogatories Propounded on Plaintiff Misty Blanchette Porter	N/A - Discovery	N/A - Discovery
B20	4/23/2018	Plaintiff's Response to Defendant Mary Hitchcock Memorial Hospital's First Set of Interrogatories Propounded on Plaintiff Misty Blanchette Porter	N/A - Discovery	N/A - Discovery
B21	10/3/2018	Dr. Bancroft's File (Bancroft Deposition Exhibit 5)	N/A - Exhibit to Court Filing or Deposition	N/A - Exhibit to Court Filing or Deposition
B22	10/4/2018	Plaintiff's Response to Defendant Dartmouth-Hitchcock Clinic's First Set of Interrogatories Propounded on Plaintiff Misty Blanchette Porter	N/A - Discovery	N/A - Discovery
B23	10/30/2018	Expert Report of Robert Bancroft, Ph. D	N/A - Exhibit to Court Filing or Deposition	N/A - Exhibit to Court Filing or Deposition
B24	10/1/2019	Expert Report of Robert L. Bancroft, Ph.D. (Bancroft Deposition Exhibit 4)	N/A - Exhibit to Court Filing or Deposition	N/A - Exhibit to Court Filing or Deposition
B25	10/30/2019	CV of Robert L. Bancroft (Bancroft Deposition Exhibit 1)	N/A - Exhibit to Court Filing or Deposition	N/A - Exhibit to Court Filing or Deposition
B26	10/30/2019	Litigation Consulting Fees for Robert L. Bancroft, Ph.D. (Bancroft Deposition Exhibit 2)	N/A - Exhibit to Court Filing or Deposition	N/A - Exhibit to Court Filing or Deposition
C1	10/30/2019	Summary of Robert L. Bancroft's Testimony October 2015 through September (Bancroft Deposition Exhibit 3)	N/A - Exhibit to Court Filing or Deposition	N/A - Exhibit to Court Filing or Deposition
C2	2/28/2020	Declaration of Sharon Parent	SJ Opp Exhibit 4	SJ Opp Exhibit 4

C3	3/4/2020	Declaration of Misty Blanchette Porter, M.D.	SJ Opp Exhibit 5	SJ Opp Exhibit 5
C4	3/5/2020	Declaration of Julia MacCallum, M.D.	SJ Opp Exhibit 2	SJ Opp Exhibit 2
C5	3/5/2020	Declaration of Michelle Russell, M.D.	SJ Opp Exhibit 3	SJ Opp Exhibit 3
C6	Various	Plaintiff's Text Messages	PORTER 0000894	PORTER 0001206
C7	Various	Dr. Porter W-2's (2019; 2020; 2021; 2022; 2023)	N/A	N/A
C8	1/1/2025	Porter 2024 W-2: University of Vermont	N/A	N/A
C9	1/1/2025	Porter 2024 W-2: UVM Health Network Medical Group	N/A	N/A
C10	5/2/2023	Letter from R. Page to M. Porter re: UVM promotion	N/A	N/A
C11	3/19/2025	Expert Report of Robert Bancroft Dated March 19, 2025	N/A	N/A
C12	8/26/2024	Expert Report of Robert Bancroft dated August 26, 2024	N/A	N/A
		<i>Any Exhibit Listed by Another Party</i>		
		<i>Any Exhibit Necessary for Rebuttal</i>		
		<i>Impeachment</i>		
		<i>Authentication</i>		
		<i>Defendants reserve the right to amend this list up to and through the trial</i>		

Date: March 21, 2025

Respectfully submitted,

/s/ Tristram J. Coffin

Tristram J. Coffin

DOWNS RACHLIN MARTIN PLLC

Tristram J. Coffin
199 Main Street
Burlington, VT 05402
Telephone: 802-863-2375
tcoffin@drm.com

FOLEY & LARDNER LLP

Donald W. Schroeder (admitted *pro hac vice*)
Morgan McDonald-Ramos (admitted *pro hac vice*)
Megan E. Martinez (admitted *pro hac vice*)
111 Huntington Avenue
Boston, MA 02199
Tel: (617) 342-4000
dschroeder@foley.com
mmcdonald@foley.com
memartinez@foley.com

Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that, on March 21, 2025, a copy of the foregoing document was electronically filed through the ECF system and will be sent electronically to all persons identified on the Notice of Electronic Filing.

/s/ Morgan McDonald-Ramos

Morgan McDonald-Ramos